



Doc. 635761

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

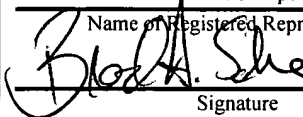
In re patent application of:	)	Before the Examiner:
Van Hoeck et al.	)	David J. Isabella
	)	
Application of Serial No. 10/775,546	)	Group Art Unit 3738
	)	
Filed February 10, 2004	)	Ref. No. MSDI-435/PC263.32
	)	
INTERVERTEBRAL SPACERS	)	September 6, 2005

**RESPONSE TO NON-FINAL OFFICE ACTION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the non-final Office Action dated June 6, 2005, please enter and consider the following amendments and remarks. Additionally, please provide any extensions of time necessary and charge any additional fees which may be necessary to Deposit Account No. 12- 2424, but not to include any payment of issue fees.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:	
September 6, 2005	_____
Date of Deposit	_____
Brad A. Schepers	_____
Name of Registered Representative	_____
	_____
Signature	_____
September 6, 2005	_____
Date of Signature	_____

### **INTRODUCTORY COMMENTS**

Claims 1-57 were pending in the subject application for the non-final Office Action mailed on June 6, 2005. Claims 21-57 have been withdrawn from consideration as being drawn to a non-elected species of the invention. Claims 1-20 have been rejected on various grounds. In view of the following amendments and remarks, reconsideration and allowance of the subject application are hereby requested.